

**FAGENSON & PUGLISI**

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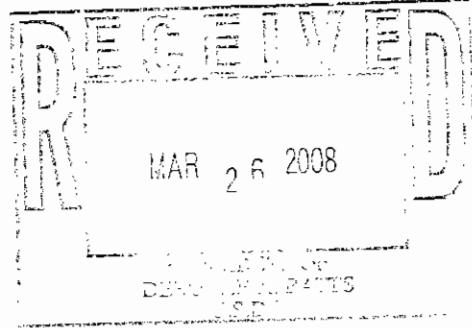
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March 25, 2008

HON. DEBORAH A BATTIS, U.S.D.J.  
 United States District Court  
 Southern District of New York  
 500 Pearl Street, Room 2510  
 New York, New York 10007

**Re: Derrell Smith v. Pioneer Credit Recovery, Inc. Case # 08-cv-0498**

Honorable Madam,

This firm represents the Plaintiff in the captioned matter. This is to inform the Court that the matter has been settled in principle and the parties are currently working on the execution of a stipulation of settlement. When this is done, a Stipulation of Voluntary Dismissal will be filed by Defendant's counsel.

*Settled  
1st  
3/26/2008*

In light of this settlement and the ensuing Voluntary Dismissal, there will be no need for Plaintiff's response to Defendant's dismissal motion filed on March 11, 2008. I therefore respectfully request a 21 day extension of the Plaintiff's time to file opposition papers. This should give the parties adequate time to execute the settlement and file the Voluntary Dismissal.

I thank you for your consideration.

Very truly yours,  
 FAGENSON & PUGLISI

By: *Novlette R. Kidd*  
 NOVLETTE R. KIDD, ESQ. (NK2552)

cc: Brian K. Gallagher, Esq., by fax (212)983-9701

**SO ORDERED**

*Deborah A. Batts*  
 DEBORAH A. BATTIS 3/26/2008  
 UNITED STATES DISTRICT JUDGE